

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. MYRON H. THOMPSON, JUDGE AT MONTGOMERY, ALABAMA
DATE COMMENCED JANUARY 26, 2006 AT 2:40 A.M./P.M.
DATE COMPLETED JANUARY 26, 2006 AT 3:00 A.M./P.M.
UNITED STATES OF AMERICA)
)
 v) Cr No. 2:05cr122-MHT
)
MATTHEW LEO KELLEY)

<u>PLAINTIFF(S)/GOVERNMENT</u>	<u>APPEARANCES</u>	<u>DEFENDANT(S)</u>
AUSA Kent Brunson	X X Atty Richard Keith X X X	
<u>COURT OFFICIALS PRESENT:</u>		
Sheila Carnes, Courtroom Clerk	Nicole Birch, Law Clerk	Mitchell Reisner, Court Reporter

PROCEEDINGS:
() NONJURY TRIAL
(x) OTHER PROCEEDING: SENTENCING HEARING

2:40 p.m. Sentencing hearing commenced.
Terms of plea agreement were stated on the record; court
accepts plea agreement. Parties' recommendations re
sentence. Court hears from Diane Stallings (defendant's
Mother; not sworn) re proposed sentence. Sentence imposed.
ORAL ORDER, during sentence imposition, granting motion for
downward departure. Government's **oral motion** to dismiss the
indictment; **oral order** granting motion.
3:00 p.m. Hearing concluded.